

House Watch

A summary of today's House actions;
published daily when the House is in session.



6/11/08

FINAL PASSAGE

[SB 1099](#)

(Stamas)

Higher Education appropriations for fiscal year 2008-2009.

- Committee substitute H-1 adopted
- Proos-2 not adopted
- Agema-3 not adopted
- Agema-4 was adopted [RC 514: 90 yes, 17 no]
- Schuitmaker-5 not adopted
- Meltzer-6 not adopted
- Rick Jones-7 adopted [RC 515: 71 yes, 36 no]
- Pavlov-8 not adopted
- Vagnozzi-9 not adopted
- Amos-10 not adopted
- Byrnes substitute H-2 adopted
- SB 1099 advanced to 3rd Reading
- SB 1099 was passed [RC 516: 61 yes, 45 no]
- IE was ordered

[HB 4521](#)

(Byrum)

The bills (HB 4521-4523) would amend various acts to prohibit the inclusion of personal identifying information in court filings that concern divorce, child support, paternity, and domestic relations. House Bill 4521 (H-1) would amend RS 84 of 1846 entitled "Of Divorce" (MCL 552.1 et al.) to prohibit an order or judgment entered in an action for divorce or separate maintenance (or any document attached to or filed in the case) from containing personal identifying information unless specifically required by state or federal law, rule, or regulation, or by a court order or rule. The bill specifies that this prohibition would not affect an obligation of a person to provide personal identifying information to the Friend of the Court, or another

person. The bill also specifies that the court could order that an order or other documents that did not comply be filed in the case file if the personal identifying information were redacted.

- Committee substitute H-1 adopted
- HB 4521 advanced to 3rd Reading
- HB 4521 was passed [RC 499: 108 yes, 0 no]
- IE was ordered

HB 4522 (Byrum)

House Bill 4522 (H-1) would amend the Paternity Act (MCL 722.12) to prohibit an order of filiation (or any document attached to or filed in the case file with the order) from containing personal identifying information unless specifically required by state or federal law, rule, or regulation, or by a court order or rule. The bill specifies that this prohibition would not affect an obligation of a person to provide personal identifying information to the Friend of the Court or another person. The bill also specifies that the court could order that an order of filiation or other document that did not comply be filed in the case file if the personal identifying information were redacted.

- Committee substitute H-1 was adopted
- HB 4522 advanced to 3rd Reading
- HB 4522 was passed [RC 500: 108 yes, 0 no]
- IE was ordered

HB 4523 (Byrum)

House Bill 4523 (H-1) would amend the Family Support Act (MCL 552.452) to prohibit a child or family support order (or any document attached to or filed in the case file with the order) from containing personal identifying information unless specifically required by state or federal law, rule, or regulation, or by a court order or rule. The bill specifies that this prohibition would not affect an obligation of a person to provide personal identifying information to the Friend of the Court or another person. The bill also specifies that the court could order that an order or other document that did not comply be filed in the case file if the personal identifying information were redacted.

- Committee substitute H-1 was adopted
- HB 4523 advanced to 3rd Reading
- HB 4523 was passed [RC 501: 108 yes, 0 no]
- IE was ordered

HB 6189 (Byrum)

House Bill 6189 would amend the Eligible Domestic Relations Order Act (MCL 38.1702) to remove, from the definition of the term "eligible domestic relations order," the requirement that Social Security numbers be included in a court's order. Instead, the bill requires that the Social

Security numbers of the participant and the alternate payee be sent to the retirement system in an attachment to the order. The bill specifies that the attachment is not to be filed with the court, but instead must be attached to the domestic relations order when it is sent to the plan administrator for approval. The bill also revises the definition of "eligible domestic relations order" to require that an order contain names and last known addresses of the participant and alternate payee, and eliminating the requirement that an order contain the names, addresses, and Social Security numbers of the participant and alternate payee.

- HB 6189 advanced to 3rd Reading
- HB 6189 was passed [RC 502: 108 yes, 0 no]
- IE was ordered

HB 5694

(Brown)

The bill (as reported H-2) would amend Public Act 350 of 1917 (MCL 445.404), which regulates second hand dealers and junk dealers, to do the following:

** Require a dealer to make a copy of the driver license, chauffeur license, or state identification card of a person from whom the dealer received or purchased an article and include it in the book or record the dealer must maintain on purchases and exchanges.

Currently, the book or record must contain the operator or chauffeur license number or state identification card number, along with the name, description, fingerprint, registration plate number, and address of the customer. The bill would also allow the book or record to be an electronic record.

The dealer must make the records available to local law enforcement each week. The bill would also require the dealer to make available a copy of the required documentation (copy of the driver license, etc.) about the person from whom articles were purchased, in a manner acceptable to local law enforcement.

** Increase the penalties for a dealer who buys or sells scrap metal knowing that it was stolen. A first offense would be, as now, a felony, but the penalty would be increased to imprisonment for not more than five years and/or a fine of up to \$5,000 (from the current penalty of imprisonment for not more than three years and/or a fine of up to \$2,000). A second or subsequent offense would be punishable by imprisonment for not more than five years and/or a fine of up to \$10,000. (There is currently no separate penalty for second or subsequent offenses.)

** Provisions that make it a separate felony to buy or sell stolen scrap metal unlawfully removed from a utility pole, telecommunication company property, government property, or utility property or jobsite would be eliminated.

- Committee substitute H-2 adopted
- HB 5694 advanced to 3rd Reading
- HB 5694 was passed [RC 503: 107 yes, 1 no]
- IE was ordered

HB 6003**(Sak)**

The bill would amend Public Act 350 of 1917 (MCL 445.404), which regulates second hand dealers and junk dealers, to require the Department of Labor and Economic Growth to create a model ordinance for the licensure of second hand dealers and junk dealers. The model ordinance would be designed for use by a county, city, or village that had not adopted or enacted an ordinance of its own. The ordinance would be applicable and have the force of law in a county, city, or village, unless the unit had adopted a substantially equivalent ordinance at least as strict.

- Committee substitute H-1 adopted
- HB 6003 advanced to 3rd Reading
- HB 6003 was passed [RC 504: 104 yes, 5 no]
- IE was ordered

HB 6181**(Meisner)**

The bill (H-2) would create the Nonferrous Metal Regulatory Act, which would apply to purchasers of nonferrous metals, such as scrap metal recyclers, scrap processors, and secondhand and junk dealers. "Ferrous metals" are defined as metals containing significant quantities of iron or steel. "Nonferrous metals" are other metals, such as those containing copper, brass, aluminum, bronze, lead, zinc, nickel, or alloys of those metals. The bill would apply to purchasers and sellers of these metals. The bill would, generally speaking, require record-keeping for each transaction; specify acceptable methods of payment; prescribe the tagging and holding of certain items by dealers; and require the participation by dealers in an Internet-based database. The bill also would prohibit the sale of certain items unless the seller had specific written authorization to sell them. The bill is summarized in more detail below.

- Committee substitute H-2 was adopted
- Meisner-2 adopted
- HB 6181 advanced to 3rd Reading
- HB 6181 was passed [RC 505: 108 yes, 1 no]
- IE was ordered

HB 5335**(Johnson)**

House Bill 5335 would amend the Michigan Penal Code (MCL 777.16r) to make it a felony to steal copper wiring or to offer for sale copper wiring belonging to another person without that person's consent. The felony would be punishable by imprisonment for up to five years and/or a fine of up to \$5,000.

- Committee amendments not adopted
- Condino substitute H-1 adopted
- HB 5335 advanced to 3rd Reading
- HB 5335 was passed [RC 506: 109 yes, 0 no]
- IE was ordered

HB 5336**(Melton)**

House Bill 5336 would amend the Code of Criminal Procedure (MCL 750.357c) to put the new felony into the sentencing guidelines. The crime would be a Class E felony against property with a five-year maximum sentence. The bill is tie-barred to House Bill 5335.

- Committee amendments not adopted
- Condino substitute H-1 adopted
- HB 5336 was passed [RC 507: 109 yes, 0 no]
- IE was ordered

SB 1256**(Kahn)**

The bill would authorize local officials to pass ordinances regulating activity within 500 feet of the property line of a building or other location where a funeral service, memorial service, or burial is being conducted.

- SB 1256 advanced to 3rd Reading
- SB 1256 was passed [RC 508: 106 yes, 3 no]
- IE was ordered

HB 5833**(Gillard)**

Transfer to the general fund a specified portion of unencumbered balance of the juror compensation reimbursement fund for the 2007-2008 fiscal year.

- D. Law-1 not adopted
- Palmer-2 not adopted
- Hoogendyke-3 not adopted
- Hoogendyke-4 not adopted
- Palmer-5 not adopted
- Palmer-6 not adopted
- HB 5833 was passed [RC 509: 60 yes, 49 no]
- IE was ordered

HB 5834**(McDowell)**

Modify appropriations to support medicaid expenditures for hospital services and therapy.

- Committee amendment adopted
- McDowell-2 adopted
- Palmer-3 not adopted
- Hoogendyke-4 not adopted
- Hoogendyke-5 not adopted

- Palmer-6 not adopted
- HB 5834 advanced to 3rd Reading
- HB 5834 was passed [RC 510: 109 yes, 0 no]
- IE was ordered

HB 6187 (Meadows)

House Bill 6187 would also add a new section to the Michigan Liquor Code (MCL 436.1413) to allow direct sales of beer by a licensed brewpub to an organization conducting a beer festival under a special license created by House Bill 6188. The Liquor Control Commission would determine the appropriate amount of beer that could be sold directly to a special licensee by a brewpub, microbrewery, or brewer.

- Committee substitute H-3 adopted
- HB 6187 advanced to 3rd Reading
- HB 6187 was passed [RC 511: 109 yes, 0 no]
- IE was ordered

HB 6188 (Hildenbrand)

House Bill 6188 would add a new section to the Michigan Liquor Code (436.1526) to allow the Michigan Liquor Control Commission to issue a special license to a nonprofit entity composed primarily of brewers, microbrewers, and brewpubs conducting a beer festival that had as its primary purpose the showcasing of beer and its production. "Beer festival" would be defined in the bill as an event at which the various types and kinds of beer and the production of that beer were showcased to the general public. The public could purchase and sample the beer being showcased for consumption on the licensed premises. There would be a \$25 application fee per day of an event. The beer festival special license would restrict the holder to no more than six events per calendar year. The bill would allow the holder of a special license for a beer festival to buy a quantity of beer determined appropriate by the commission directly from any licensed brewpub for consumption only at the licensed event.

- Committee substitute H-3 adopted
- HB 6188 advanced to 3rd Reading
- HB 6188 was passed [RC 512: 108 yes, 0 no]
- IE was ordered

HB 6121 (Pearce)

The bill would allow the members of municipal water, sewer, and waste disposal authorities to publish in the local newspaper a summary of their rules and regulations for the public, rather than the full text of the rules and regulations.

- HB 6121 advanced to 3rd Reading
- HB 6121 was passed [RC 513: 108 yes, 1 no]
- IE was ordered

HB 6205

(Byrnes)

Establishment of special reserve funds by higher education loan authority.

- HB 6205 advanced to 3rd Reading
- HB 6205 was passed [RC 517: 100 yes, 9 no]
- IE was ordered

THIRD READING

HB 5064

(Meadows)

The bill would require, with some exceptions, that at least one toilet for each 10 employees or fraction thereof be provided at a construction site.

- Meadows-1 adopted
- Meadows-2 adopted
- Horn-3 withdrawn
- Pastor-4 withdrawn
- Huizenga-5 withdrawn
- Casperson-6 withdrawn
- Hoogendyke-7 not adopted
- Garfield-8 not adopted
- HB 5064 advanced to 3rd Reading
- HB 5064 passed temporarily

MOTIONS AND RESOLUTIONS

HR 281

(Vagnozzi)

A resolution to memorialize the United States Congress to reauthorize the DNA backlog program.

- HR 281 was adopted

HCR 86

(LeBlanc)

A concurrent resolution relative to secondary road patrol funds for certain communities in Oakland and Wayne Counties.

- Substitute H-2 adopted
- HCR 86 was adopted